

Attachment

**WIA Waiver Summary Report
As of September 18, 2002**

This report at-a-glance: New requests from Texas and Iowa

State	Waiver Request	Action	Date of Action
Alabama (1) and (2)	Waive 10 percent limitation on local administrative costs.	Request withdrawn by state. DOL acknowledgement letter.	July 24, 2000
	Waive 80 percent obligation requirement for adult and youth funds for PY 2000.	DOL determined waiver was not needed. Notification letter sent to state.	June 8, 2001
Alabama (3)	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at 20 CFR 663.530.	Approved through January 1, 2004.	July 19, 2002
Arizona	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at WIA sec. 122(c)(5) and 20 CFR 663.530.	Waiver approved through June 30, 2003, as requested.	September 12, 2002
Arizona (2)	Request to waive section 133(b)(2)(B) requirements on within state allocations of <i>dislocated worker funds</i> for a proposed six county consortium. (The consortium administrative entity would also receive and handle Rapid Response funds for the six local areas.)	Pending	
	Request to waive section 134(a)(2)(B)(iii) provision on awarding incentive funds to local areas for the proposed six county consortium.	Pending	
	Request to waive the section 136(c) pertaining to local performance measures to permit the collective negotiation of dislocated worker core indicators for the six local areas forming the proposed consortium	Pending	

	Request to waive section 136(h) provisions pertaining to sanctions for local areas failure to meet performance measures to permit the consortium administrative entity to bear all responsibility for any failure to meet dislocated worker core measure on behalf of the six local areas.	Pending	
Colorado	Waive the competitive selection of youth service providers for three required elements: work experience, follow-up and support services, and categorize as part of design framework.	Approved through June 30, 2003.	Notification letter sent June 21, 2002.
	Request an exemption to the exclusion of One-Stop centers as eligible providers of youth services.	Disapproved.	State notified in above letter sent June 21, 2002.
Connecticut	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at WIA sec. 122(c)(5) and 20 CFR 663.530.	Waiver approved through July 1, 2003, as requested.	September 12, 2002
Hawaii	Request to waive the “all- student” reporting requirement for subsequent eligibility of training providers.	Approved a waiver to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at 20 CFR 663.530 through June 30, 2004, in lieu of waiving the “all-student” requirement, which was not approved.	May 13, 2002
	Request to waive the section 122 provisions pertaining to state-level verification of local-level performance of providers on the list provided to the state.	Action deferred on request pending further review. Response to be handled under separate cover. Update: Waiver action completed and waiver approved.	September 12, 2002
Idaho	Request to waive the subsequent eligibility provisions outlined in Section 122 (c) and (d) of the WIA legislation and that the USDOL approve Idaho’s proposed process for determining subsequent eligibility.	Approved a waiver to extend the period of initial eligibility through June 30, 2004.	July 19, 2002
Illinois	Waive the application of performance standards under sec. 136 for statewide set aside funds used to serve incarcerated individuals under sec. 134(a)(3)(A)(vii).	Disapproved as submitted. State provided with guidance on addressing the issue without the need for a waiver (renegotiate performance measure levels)	July 18, 2002

	Waive the application of the eligible training provider, Individual training Account and customer choice requirements under secs. 122 and 134, for statewide set aside funds used to serve incarcerated individuals under sec. 134(a)(3)(A)(vii).	Addressed as part of response on performance measures waiver above. Waiver not needed.	July 18, 2002
Indiana	Continue the Social Security Disability Income exclusion from the definition of "family income."	DOL determined waiver was not needed under WIA. Notification letter sent to state.	May 25, 2000
	Exclude work-based learning wages from the definition of "family income."	DOL determined waiver was not needed under WIA. Notification letter sent to state.	May 25, 2000
	Permit the use of rapid response funds for intensive and training services to dislocated workers.	DOL determined waiver was not needed under WIA. Notification letter sent to state.	May 25, 2000
	Permit state to change definition of "school dropout" for the purposes of determining eligibility for services.	Not approved. Provision not subject to a waiver since it is a participant eligibility issue. Notification letter sent to state.	May 25, 2000
	Waive the prohibition on the use of individual training accounts for youth.	Conditionally approved. Notification letter sent to state.	May 25, 2000
	Waive the 17 core indicators of performance for WIA title I and replace them with state-develop system measures.	Not approved. Inconsistent with WIA key reform principles. Notification letter sent to state.	May 25, 2000
Indiana (Reconsideration of deferred waiver decision on issue in May 25, 2000 letter)	Waive the 10 percent limitation of local administrative costs.	Partially approved to permit Governor to waive 10 percent local administration limit under certain conditions. Notification letter sent to state.	October 26, 2000
Iowa	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at WIA sec. 122(c)(5) and 20 CFR 663.530.	Pending - New request received 8/22/02.	
Kentucky (1)	Waive 80% obligation requirement for dislocated worker funds for PY 2000.	DOL determined waiver was not needed under WIA. Notification letter sent to state.	May 15, 2001
Kentucky (2)	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at 20 CFR 663.530.	Approved through January 1, 2004	April 17, 2002
Kentucky (3)	Waive the prohibition on the use of individual training accounts for older youth at 20 CFR 664.510	Approved through June 30, 2004	September 17, 2002
Louisiana	Request to waive the 5% limitation on providing WIA funded services to non-disadvantaged youth at the local	Disapproved-participant eligibility, which is excluded from the Secretary's waiver	May 10, 2002

	level (WIA sec. 129 (c)(5) and 20 CFR 664.220)	authority. State provided with suggested options to help achieve goal without a waiver.	
Maine	Waive eligible training provider provisions for one year (WIA sec.122)	Request withdrawn by state. Acknowledgement letter sent to state.	July 24, 2000
Maine (2)	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at WIA sec. 122(c)(5) and 20 CFR 663.530.	Waiver approved through June 30, 2004, as requested.	September 12, 2002
Massachusetts	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at WIA sec. 122(c)(5) and 20 CFR 663.530.	Pending – Supplemental information requested by Regional Office to conform to the provisions at 20 CFR 661.420(c) was received 8/22/02. Decision documents being prepared for clearance.	
Minnesota (1)	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at 20 CFR 663.530.	Approved through January 1, 2003, as requested by the state.	February 15, 2002
Minnesota (2)	Request for a waiver to retroactively disregard PY 2000 youth, adult and dislocated worker performance standards credential rates.	Pending – recommendation in process for ASET decision in terms of performance and incentive policies.	
Mississippi	Waive the subsequent eligibility requirement that all mandated performance items must be submitted, and acceptable levels met, for programs and courses to remain on the ETP List. (Sec. 122(c)(5) and 20 CFR 663.535(c)(1) and (2))	Approved through June 30, 2003.	July 19, 2002
Missouri	Request to waive the section 133(c) and 20 CFR 667.160 provisions pertaining to the reallocation of funds to local areas to permit a state expenditure-based requirement in addition to the 80 percent obligation requirement provided for in the statute and regulations.	Pending	
Montana (1)	Waive the 10 percent limitation of local administrative costs.	Partially approved to permit Governor to waive 10 percent local administration limit under certain conditions. Notification letter sent to state.	October 26, 2000
Montana (2)	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at WIA sec. 122(c)(5) and 20 CFR 663.530.	Approved through June 30, 2004.	Notification letter sent to state June 21, 2002.

New York	Waive the 20% local-level transfer authority limit on funds between the adult and dislocated worker programs.	Approved to permit transfer of up to 40% between adult and dislocated worker funding streams..	Notification letter sent to state June 28, 2002.
North Carolina	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at WIA sec 122(c)(5) and 20 CFR 663.530.	Approved a waiver to extend the period of initial eligibility through June 30, 2004.	July 19, 2002
North Dakota	Waive the competitive selection of youth service providers at WIA sec. 123 for <i>all</i> required elements under WIA sec. 129(c)(2).	State formally withdrew its waiver request in a letter dated April 29, 2002. Acknowledgement letter sent to the state from the Dallas Regional Administrator.	May 8, 2002.
North Dakota (2)	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at WIA sec. 122(c)(5) and 20 CFR 663.530.	Waiver approved through January 1, 2004, as requested.	September 12, 2002
Ohio	Continue the 50 percent exclusion of Social Security and Old Age Survivors' Insurance benefit payments from the definition of family income.	DOL determined waiver was not needed under WIA. Notification letter sent to state.	October 26, 2000
	Continue the Social Security Disability Income exclusion from the definition of "family income."	DOL determined waiver was not needed under WIA. Notification letter sent to state.	October 26, 2000
	Procurement requirements.	DOL determined waiver was not needed under WIA. Notification letter sent to state.	October 26, 2000
	Cost limitations.	Partially approved to permit Governor to waive 10 percent local administration limit under certain conditions. Notification letter sent to state.	October 26, 2000
Ohio (2)	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at 20 CFR 663.530.	Approved through January 1, 2004.	July 19, 2002
Oklahoma	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at WIA sec. 122(c)(5) and 20 CFR 663.530.	Request lacking in specifics – additional information requested through Regional Office to conform to the provisions at 20 CFR 661.420(c). Update: Supplemental information received September 9, 2002.	
Oregon	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at 20 CFR 663.530.	Approved through June 30, 2004.	April 1, 2002

Puerto Rico	Waive the 20% local-level transfer authority limit on funds between the adult and dislocated worker programs.	New request received 05/16/02 – Needs additional information to conform to 20 CFR 661.420(c). Supplemental information received on 8/15 and decision documents are being prepared and cleared for ASET action.	
	Waive the 10 percent limitation of local administrative costs, and increase the local limit to 15%.	(Same as above.)	
South Carolina	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at 20 CFR 663.530.	Approved through June 30, 2003.	Notification letter sent to state June 21, 2002.
Tennessee	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at WIA sec 122(c)(5) and 20 CFR 663.530.	Approved through January 1, 2003.	Notification letter sent to the state June 21, 2002.
Texas	Waive the 50% employer match for customized training at 101(8) and 20 CFR 663.715(c) to permit a sliding scale of between 10 and 50% for the match.	Pending - New request received 8/29/02	
	Waive the “all student” reporting requirements for subsequent eligibility of training providers at WIA sec. 122(d)(1)(A)(i) and 20 CFR 663.535 and 540 and substitute state developed alternative process.	Same as above.	
	Waiver request to eliminate the 20% limitation on transferring WIA title I funds between the Adult and Dislocated Worker funding streams.	Same as above.	
	Waive the prohibition on the use of individual training accounts for older youth at 20 CFR 664.510 to permit ITAs for older youth and out-of-school youth. (WIA secs. 123 and 134(d)(4))	Same as above.	
	Request to remove the 15% statutory limitation for funds reserved for statewide activities at WIA sec. 128(a)(1) and 20 Cfr 667.130(b)	Same as above.	
Utah	Cost limitations/cost categories.	Partially approved to permit Governor to waive 10 percent local administration limit under certain conditions. Notification letter sent to state.	October 26, 2000
	Continue JTPA waiver of the reallocation provisions.	DOL determined waiver was not needed under WIA. Notification letter sent to state.	October 26, 2000

	Continue JTPA waiver permitting limited internships with for-profit employers, for non-economically disadvantaged individuals.	DOL determined waiver was not needed under WIA. Notification letter sent to state.	October 26, 2000
	Continue JTPA procurement waiver permitting state to use state procurement procedures.	DOL determined waiver was not needed under WIA. Notification letter sent to state	October 26, 2000
	Continue JTPA waiver for simplified definition of youth employability enhancements for reporting requirements.	DOL determined waiver was not needed under WIA. Notification letter sent to state.	October 26, 2000
	Continue JTPA waiver to permit work experience with for-profit employers, for dislocated workers.	DOL determined waiver was not needed under WIA. Notification letter sent to state.	October 26, 2000
Vermont	Waive the competitive selection of youth service providers for three required elements at sec. 129(c)(2): work experience, follow-up and support services, and categorize as part of design framework.	Approved through June 30, 2003.	January 23, 2002
	Request to waive the "all- student" reporting requirement for subsequent eligibility of training providers.	Approved a waiver to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at 20 CFR 663.530 through June 30, 2003, in lieu of waiving the "all-student" requirement, which was not approved.	January, 23, 2002
Wisconsin	Request to extend the initial period of provider eligibility by waiving the 18-month requirement for subsequent eligibility at 20 CFR 663.530.	Approved through January 1, 2004	February 15, 2002

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